

S/N 10/014,842

PATENT

Remarks

Claim 10 has been canceled. Claims 1-9 are currently pending. Claims 1-9 have been amended. No new matter has been inserted. Claims 2-9 have been clarified to conform with US practice. Support for the amendment to claim 1 can be found in the specification at least in the table and accompanying text on p. 9 of the specification.

Claims 3, 5, and 7 were objected to for informalities. In response, Applicants have amended claims 3, 5, and 7 to obviate this objection.

35 U.S.C. § 112, second paragraph

Claims 1-10 were rejected under 35 U.S.C. § 112, second paragraph, as indefinite. Applicants respectfully traverse this rejection.

While not conceding the correctness of the Examiner's position, Applicants have canceled claim 10 and amended claims 1, 4, 5, and 7 to obviate this rejection. Applicants respectfully request that this rejection be withdrawn.

35 U.S.C. § 102

Claims 1-10 were rejected under 35 U.S.C. §102(b) based on Kaimal et al. (*J. of Oil Tech. Assoc. of India*, Jan.-Mar. 2-10 (1989)). Applicants respectfully traverse this rejection.

Kaimal discloses the interesterification of coconut oil with safflower oil and other components. See table 17. However, Kaimal uses a different method and consequently obtains a different product. Specifically, the product of Kaimal does not contain at least 45.5 mol % of omega 6 polyunsaturated fatty acids as required by independent claim 1. Therefore, Kaimal does not anticipate the invention of claim 1 because it does not disclose every element.

As claims 2-9 are dependent on claim 1, they are also not anticipated by Kaimal.

Further, Kaimal does not suggest the invention of claim 1. The different method of Kaimal results in levels of linoleic acid that are many times smaller than the levels of linoleic acid achieved in the invention of claim 1.

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For at least these reasons, Applicants respectfully request that this rejection be withdrawn.

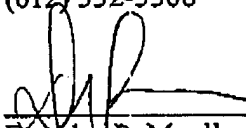
In light of the foregoing Amendment and Remarks, Applicants assert the claims are in condition for allowance. Removal of all rejections and early notice of allowable claims is requested.

The Examiner is invited to telephone the undersigned attorney for clarification of any of these remarks or amendments, or to otherwise speed prosecution of this case.

Respectfully submitted,

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Dated: Oct 16 27 2003

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